

## Defense Acquisition Regulations System, DOD

## 236.270

- 236.274 Restriction on acquisition of steel for use in military construction projects.  
236.275 Construction of industrial resources.

### Subpart 236.5—Contract Clauses

- 236.570 Additional provisions and clauses.

### Subpart 236.6—Architect-Engineer Services

- 236.601 Policy.  
236.602 Selection of firms for architect-engineer contracts.  
236.602-1 Selection criteria.  
236.602-70 Restriction on award of overseas architect-engineer contracts to foreign firms.  
236.604 Performance evaluation.  
236.606 Negotiations.  
236.606-70 Statutory fee limitation.  
236.609 Contract clauses.  
236.609-70 Additional provision and clause.

### Subpart 236.7—Standard and Optional Forms for Contracting for Construction, Architect-Engineer Services, and Dismantling, Demolition, or Removal of Improvements

- 236.701 Standard and optional forms for use in contracting for construction or dismantling, demolition, or removal of improvements.

AUTHORITY: 41 U.S.C. 421 and 48 CFR chapter 1.

SOURCE: 56 FR 36421, July 31, 1991, unless otherwise noted.

### Subpart 236.1—General

#### 236.102 Definitions.

*Construction activity* means an activity at any organizational level of the DoD that—

- (1) Is responsible for the architectural, engineering, and other related technical aspects of the planning, design, and construction of facilities; and
- (2) Receives its technical guidance from the Army Office of the Chief of Engineers, Naval Facilities Engineering Command, or Air Force Directorate of Civil Engineering.

*Marshallese firm* is defined in the provision at 252.236-7012, Military Construction on Kwajalein Atoll—Evaluation Preference.

*United States firm* is defined in the provisions at 252.236-7010, Overseas Military Construction-Preference for United States Firms, and 252.236-7011,

Overseas Architect-Engineer Services—Restriction to United States firms.

[56 FR 36421, July 31, 1991, as amended at 62 FR 2857, Jan. 17, 1997; 63 FR 11538, Mar. 9, 1998; 71 FR 9272, Feb. 23, 2006; 76 FR 58155, Sept. 20, 2011]

### Subpart 236.2—Special Aspects of Contracting for Construction

#### 236.203 Government estimate of construction costs.

Follow the procedures at PGI 236.203 for handling the Government estimate of construction costs.

[71 FR 9273, Feb. 23, 2006]

#### 236.204 Disclosure of the magnitude of construction projects.

Additional price ranges are—

- (i) Between \$10,000,000 and \$25,000,000;
- (ii) Between \$25,000,000 and \$100,000,000;
- (iii) Between \$100,000,000 and \$250,000,000;
- (iv) Between \$250,000,000 and \$500,000,000; and
- (v) Over \$500,000,000.

[61 FR 7749, Feb. 29, 1996]

#### 236.206 Liquidated damages.

See 211.503 for instructions on use of liquidated damages.

[56 FR 36421, July 31, 1991, as amended at 66 FR 49861, Oct. 1, 2001]

#### 236.213 Special procedures for sealed bidding in construction contracting.

If it appears that sufficient funds may not be available for all the desired construction features, consider using a bid schedule with additive or deductive items in accordance with PGI 236.213.

[71 FR 9273, Feb. 23, 2006]

#### 236.270 Expediting construction contracts.

- (a) 10 U.S.C. 2858 requires agency head approval to expedite the completion date of a contract funded by a Military Construction Appropriations Act, if additional costs are involved. This approval authority may not be re-delegated. The approval authority must—